

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION**

STATE OF TEXAS,
by and through its Attorney General, Ken
Paxton; and W&T OFFSHORE, INC.,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity as
President of the United States,

Defendant.

Civil Action No. 9:25-cv-00010

**JOINT MOTION TO VACATE CURRENT DEADLINES AND THE MAY 22, 2025 CASE MANAGEMENT
CONFERENCE**

Plaintiffs the State of Texas, by and through its Attorney General Ken Paxton, and W&T Offshore, Inc., and Defendant Donald J. Trump, in his official capacity as President of the United States, hereby jointly move to vacate the current deadlines and the May 22, 2025 case management conference.

Plaintiffs challenge a memorandum issued by President Biden on January 6, 2025 withdrawing areas of the outer continental shelf (“OCS”) from oil and gas leasing. The affected areas are off of the Pacific and Atlantic Coasts and in the Gulf of America. Plaintiffs allege that President Biden’s action exceeded his authority under section 12(a) of the Outer Continental Shelf Lands Act (“OCSLA”), 43 U.S.C. § 1341(a).¹ Shortly after taking office, President Trump rescinded

¹ A similar challenge to President Biden’s withdrawal memorandum is pending in the Western District of Louisiana. *See* Compl., *Louisiana v. Trump*, No. 2:25-71 (W.D. La. Jan. 17, 2025).

the Biden memorandum, but that rescission is subject to a challenge in the District of Alaska. See Compl., *N. Alaska Envtl. Ctr.*, No. 3:25-cv-38 (D. Ak. Feb. 19, 2025).

Pursuant to the Court's April 1, 2025 Order Setting Civil Action for Rule 16 Management Conference ("Scheduling Order"), ECF No. 6, the parties met and conferred on April 18, 2025. The parties discussed a variety of issues, including the potential necessity and scope of discovery in this case, as well as a possible timetable for briefing the case. The parties have also been informed that several environmental groups intend to move to intervene in the case. To allow time for that motion to be resolved and for the parties to further discuss how this case should proceed, the parties agree that it would conserve the resources of both the parties and the Court to wait before proceeding to the next steps of this litigation. In addition, Plaintiffs' counsel has an upcoming civil trial beginning May 21, 2025, that will last at least four weeks and require substantial resources.

The parties therefore request that this Court vacate the deadlines in the Scheduling Order and the May 22, 2025 Rule 16 Management Conference. Following Plaintiffs' counsel's trial, the parties intend to confer and file another joint status report regarding a proposed schedule in this case. The parties will do so no later than July 18, 2025.

Dated: April 25, 2025.

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Respectfully submitted,

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